

1 PHILLIP A. TALBERT  
United States Attorney  
2 MATHEW W. PILE, WSBA 32245  
Associate General Counsel  
3 Office of Program Litigation, Office 7  
Social Security Administration  
4 EDMUND DARCHER, WSBA 42906  
Special Assistant United States Attorney  
5 Office of the General Counsel  
6 Social Security Administration  
6401 Security Blvd.  
7 Baltimore, MD 21235  
Telephone: (206) 615-2662  
8 Email: edmund.darcher@ssa.gov  
9 Attorneys for Defendant

10  
11 **UNITED STATES DISTRICT COURT**  
12 **EASTERN DISTRICT OF CALIFORNIA**  
13  
14

15 RAFAEL ADRIAN MALDONADO, ) CIVIL NO. 1:24-cv-00110-KES-EPG  
16 Plaintiff, )  
17 v. ) **STIPULATION TO VOLUNTARY**  
18 COMMISSIONER OF SOCIAL SECURITY, ) **REMAND PURSUANT TO SENTENCE**  
19 Defendant. ) **FOUR OF 42 U.S.C. § 405(g) AND TO**  
20 ) **ENTRY OF JUDGMENT; [PROPOSED]**  
21 ) **ORDER**

21  
22 IT IS STIPULATED by and between Plaintiff (“Plaintiff”) and Defendant  
23 Commissioner of Social Security (“Defendant”), through their undersigned counsel of record,  
24 that the above-entitled action shall be remanded to the Commissioner of Social Security for  
25 further administrative proceedings. This stipulation constitutes a remand under the fourth  
26 sentence of Section 205(g) of the Social Security Act, 42 U.S.C. 405(g).  
27  
28

STIPULATION TO REMAND

1           On remand, the Commissioner will further develop the record as necessary, offer  
2 Plaintiff the opportunity for a new hearing, and issue a new decision. The parties further  
3 request that the Clerk of the Court be directed to enter a final judgment in favor of Plaintiff, and  
4 against Defendant, reversing the final decision of the Commissioner.  
5

6 Dated: May 23, 2024

/s/ Francesco P. Benavides

FRANCESCO P. BENAVIDES

Attorney for Plaintiff

\*Authorized via e-mail on May 22, 2024

PHILLIP A. TALBERT

United States Attorney

MATHEW W. PILE

Associate General Counsel

Social Security Administration

By: /s/ Edmund Darcher

EDMUND DARCHER

Special Assistant United States Attorney

Attorneys for Defendant

**ORDER**

Based upon the parties' Stipulation to Voluntary Remand Pursuant to Sentence Four of 42 U.S.C. § 405(g) and to Entry of Judgment, and for good cause shown, IT IS ORDERED that:

1. The above-captioned action is remanded to the Commissioner of Social Security for further proceedings pursuant to the fourth sentence of Section 205(g) of the Social Security Act, 42 U.S.C. 405(g);
2. Plaintiff's motion for summary judgment, (Doc. 13), is terminated as moot; and
3. The Clerk of the Court is directed to enter a final judgment in favor of Plaintiff, and against Defendant, reversing the final decision of the Commissioner.

IT IS SO ORDERED.

Dated: May 23, 2024



UNITED STATES DISTRICT JUDGE